



C/C

PTO/SB/21 (09-04)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

5

Application Number

U.S. Patent 6,852,283 / Appl. No. 09/826,944

Filing Date

Issued: February 8, 2005

First Named Inventor

Thomas M. SHIMEI

Art Unit

1743

Examiner Name

Cross, L.

Attorney Docket Number

2599-103 D1

ENCLOSURES (Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐

Reply to Missing Parts/
Incomplete Application

☐

Reply to Missing Parts
under 37 CFR 1.52 or 1.53

☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐

Petition to Convert to a
Provisional Application

☐

Power of Attorney, Revocation
Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

☐

Landscape Table on CD

☐

After Allowance Communication to TC

☐

Appeal Communication to Board
of Appeals and Interferences

☐

Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

☐

Proprietary Information

☐

Status Letter

☒

Other Enclosure(s) (please identify
below):

Enclosures listed in Remarks Section

Certificate

MAY 24 2005

of Correction

Remarks

Request for Certificate of Correction (2 pgs.);
Certificate of Correction PTO/SB/44 (1 pg.);
Copy of Correction of Inventorship Under 37 CFR 1.48(b) filed Jan. 21, 2004 (1 pg.); and
Return Receipt Postcard.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Gen-Probe Incorporated

Signature

Printed name

Charles B. Cappellari

Date

May 17, 2005

Reg. No.

40,937

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Charles B. Cappellari

Date

May 17, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent No. US 6,852,283 B2)
)
Issue Date: February 8, 2005)
)
Appl. No.: 09/826,944)
)
Filed: April 6, 2001)
)
For: SUBSTANCE TRANSFER)
DEVICE)

**REQUEST FOR CERTIFICATE OF CORRECTION
UNDER 35 U.S.C. § 254 AND PURSUANT TO 37 C.F.R. § 1.322**

ATTN: Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Patentee respectfully requests a certificate of correction in accordance with the enclosed form PTO/SB/44. The certificate of correction requested addresses a mistake made by the Patent and Trademark Office which is deemed to be of sufficient significance to warrant issuance of a certificate.

The mistake appears in the "Inventors" section on the face page of the patent, where Thomas M. Shimei should have been identified as the sole inventor. The requested correction is consistent with Applicant's Correction of Inventorship Under 37 C.F.R. § 1.48(b) filed on January 21, 2004 (copy attached), deleting all named inventors except for Thomas M. Shimei.

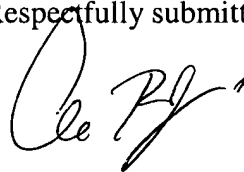
No fee is believed due in connection with this Request. If Patentee is mistaken, please charge the amount due to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

REQUEST FOR
CERTIFICATE OF CORRECTION

Patent No. US 6,852,283 B2

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is being deposited on the date indicated below with the U.S. Postal Service as first class mail addressed to ATTN: Certificate of Correction Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Respectfully submitted,



Date: May 17, 2005

By: _____

Charles B. Cappellari
Registration No. 40,937
Attorney for Applicant

GEN-PROBE INCORPORATED
Patent Department
10210 Genetic Center Drive
San Diego, California 92121
PH: 858-410-8927
FAX: 858-410-8928

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

PATENT NO. : 6,852,283 B2

DATED : February 8, 2005

INVENTOR(S) : Thomas M. Shimei

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the face page, item (75), the inventors listed as "Galo F. Acosta, San Diego, CA (US); Jeffrey D. Bransky, Clarendon Hills, IL (US); Robert Case, Chicago, IL (US); Gregory J. Foster, Chicago, IL (US); Kristi K. Myers, San Diego, CA (US); Thomas M. Shimei, San Diego, CA (US); Andrew J. Woodhead, Raglan (GB)" should be listed as -- Thomas M. Shimei, San Diego, CA (US) --.

MAILING ADDRESS OF SENDER:

PATENT NO. 6,852,283

Gen-Probe Incorporated
10210 Genetic Center Drive
San Diego, CA 92121

No. of additional copies



This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

App. No. : 09/826,944
Applicant : Thomas M. SHIMEI
Filed : April 6, 2001
TC/A.U. : 1743
Examiner : LaToya I. Cross

COPY

Docket No. : 2599-103-D1
Customer No. : 6449
Confirmation No. : 6262

CORRECTION OF INVENTORSHIP UNDER 37 CFR §1.48(b)

MS - NFA

Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

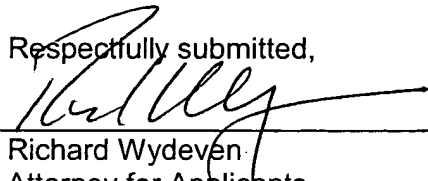
Dear Sir:

Request is hereby made that inventorship in this application be corrected by deleting the following inventors: Galo F. Acosta, Jeffrey D. Bransky, Robert Case, Gregory J. Foster, Kristi K. Myers, and Andrew J. Woodhead. The invention of these deleted inventors is no longer being claimed in this application. ✓

The processing fee set forth in 37 CFR §1.17(i) is submitted herewith.

Respectfully submitted,

By


Richard Wydevén
Attorney for Applicants
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Date: January 21, 2004
2599-103-D1.col.wpd